

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Prisons Department - National Human Rights Commission, New Delhi - **Case No.393/1/2002-2003-CD** - Custodial Death of Under Trail Prisoner, Putta Ganapathi, on 30-09-2002 - Sanction of monetary relief of Rs.50,000/- to the next kin of the deceased - Orders - Issued.

HOME (PRISONS-C) DEPARTMENT

G.O.Rt.No. 1823

Dated: 29-09-2008.
Read the following:

1. From the Joint Registrar (Law), National Human Rights Commission, New Delhi, Show Cause Notice in case No.393/1/2002-2003-CD/FC, dated: 04-07-2007.
2. From the Collector & District Magistrate, Karimnagar, Letter No.C1/6914/2002, dated: 11-08-2007.
3. Government Letter No.20582/Pri.C/A3/2007-3, dated: 23-08-2007 addressed to the National Human Rights Commission, New Delhi.
4. From the Assistant Registrar (Law), National Human Rights Commission, New Delhi, case No.393/1/2002-2003-CD, dated: 19-01-2008 and 16-06-2008.
5. From the Collector & District Magistrate, Karimnagar, Letter No.C1/6914/2002, dated: 04-07-2008.
6. From the Director General & Inspector General of Prisons & Correctional Services, Andhra Pradesh, Hyderabad, Letter No.SB3/SB4/1281/2002, dated: 24-07-2008.

ORDER:

The Joint Registrar (Law), National Human Rights Commission, New Delhi, in reference first read above, has informed that while considering the case, the Commission has directed the State Government to Show Cause Notice as to why recommendations under section 18(c) of the Protection of Human Rights Act, 1993 be not made to award "interim relief" to the next kin of the deceased Under Trial Prisoner Putta Ganapathi, S/o. Lingaiah in District Headquarters Hospital, Karimnagar on 30-09-2002.

2. The Collector & District Magistrate, Karimnagar, in the reference second read above, as per the report of the Revenue Divisional Officer/Special Deputy Magistrate, Karimnagar, and on perusal of the statements of the co-prisoners, has opined that the wounds might have occurred to Putta Ganapathi due to playing of Kabaddi game on 28-09-2002 and 29-09-2002 on the eve of Gandhi Jayanthi. There is no evidence to show that, the Jail Officials have beaten the deceased as per the version of the co-prisoners.

3. The Government, in the letter third read above, have furnished explanation to the Show-Cause Notice dated: 04-07-2007, on the custodial death of Under Trial Prisoner Putta Ganapathi, District Jail, Karimnagar, occurred on 30-9-2002. A copy of the report of the District Collector, Karimnagar, dated: 11-8-2007, has also been submitted to the Hon'ble Commission.

4. The Assistant Registrar (Law), Nation Human Rights Commission, New Delhi, in the reference fourth read above, has informed that while considering all the circumstances, the Commission has recommended Rs.50,000/- as monetary relief to the next kin of the deceased Putta Ganapathi and shall submit compliance report with proof of payment. The Assistant Registrar (Law), National Human Rights Commission, New Delhi, has issued reminder on 16-06-2008.

5. The Collector & District Magistrate, Karimnagar, in the letter fifth read above, has furnished the socio-economic status of the deceased U.T.No.3008, Putta Ganapathi.

(P.T.O.)

6. The Director General & Inspector General of Prisons & Correctional Services, Andhra Pradesh, Hyderabad, in the letter sixth read above has furnished the proposal for sanction of an amount of Rs. 50,000/- as monetary relief to the next kin of the said deceased under Trial Prisoner No.3008, Putta Ganapathi, S/o. Lingaiah.
7. Government, after careful consideration of the matter, hereby sanction an amount of Rs.50,000/- (Rupees Fifty thousand only) towards payment of monetary relief to the next kin of the deceased, Sri Putta Ganapathi, S/o. Lingaiah.
8. The amount sanctioned in para (7) above, shall be debited to the Head of Account: 2056 Jails - MH 101 Jails- SH (4) Jails -500 Other Charges /501 Compensation (Charged) and shall initially be met by way of an advance from the Contingency Fund, orders regarding which will be issued by the Finance (BG) Department separately.
9. The Director General & Inspector General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad, is authorized to draw the amount sanctioned in para (7) above and place the amount at the disposal of the Collector & District Magistrate, Karimnagar District, so as to enable to pay Rs.50,000/- (Rupees Fifty thousand only) to the next kin of the deceased Under Trial Prisoner and to submit compliance report along with the proof of payment.
10. The Director General & Inspector General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad, is requested to submit necessary proposal to obtain supplementary grant during current financial year, 2008-2009 towards recoupment of above sanctioned amount to Contingency Fund.
11. This order issues with the concurrence of the Finance (Exp.Home) Department, vide their U.O.No.27547/439/A2/Expr.H&L/08, dated: 24-09-2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJOYENDRA PYAL,
PRINCIPAL SECRETARY TO GOVERNMENT.

To

The Director General & Inspector General of Prisons &
Correctional Services, Andhra Pradesh, Hyderabad.
The Collector & District Magistrate, Karimnagar District.
The Director of Treasuries and Accounts, Andhra Pradesh, Hyderabad,
The Accountant General (A&E), Andhra Pradesh, Hyderabad.
The Pay & Accounts Officer, Andhra Pradesh, Hyderabad.
The District Treasury Officer, Karimnagar District.

Copy to:

The Joint Registrar (Law),
National Human Rights Commission,
Faridkot House, Copernicus Marg,
New Delhi - 100 001.
The Finance (Exp.Home) Department
The Finance (BG) Department.
The General Administration (HRC) Department.
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER